

SENATE BILL No. 147

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-26-13-16.1.

Synopsis: Pharmacist's conscience clause. Provides that a pharmacist is not required to perform an act or to refrain from performing an act that the pharmacist objects to on the basis of: (1) professional duty; or (2) a matter of conscience on ethical, moral, or religious grounds. Provides that a pharmacist's refusal to act or to refrain from performing an act may not be used as the basis for the following: (1) A claim for damages against the pharmacist or the pharmacy where the pharmacist works. (2) A disciplinary, recriminatory, or discriminatory action against the pharmacist.

Effective: July 1, 1999.

Riegsecker

January 6, 1999, read first time and referred to Committee on Health and Provider Services.



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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

SENATE BILL No. 147

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-26-13-16.1 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 1999]: **Sec. 16.1. (a) A pharmacist is not**
4 **required to perform or refrain from performing any act in the**
5 **normal course of the practice of pharmacy if performing the act or**
6 **refraining from performing the act would cause the pharmacist to**
7 **object on the basis of:**

8 (1) professional duty; or

9 (2) a matter of conscience on ethical, moral, or religious
10 grounds.

11 (b) A refusal to act or to refrain from performing an act under
12 this section may not be used as the basis for any of the following:

13 (1) A claim for damages against:

14 (A) the pharmacist; or

15 (B) the pharmacy where the pharmacist works.

16 (2) A disciplinary, recriminatory, or discriminatory action
17 against the pharmacist.

